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AMENDED IN SENATE JUNE 29, 2011

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AMENDED IN ASSEMBLY MAY 27, 2011

AMENDED IN ASSEMBLY MARCH 30, 2011

AMENDED IN ASSEMBLY MARCH 17, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

## ASSEMBLY BILL

**No. 2**

**Introduced by Assembly Member Portantino**  
**(Principal coauthor: Assembly Member Block)**

(Principal coauthor: Senator Lowenthal)

**(Coauthors: Assembly Members Brownley, Fong, and Lara)**

(Coauthors: Senators Hancock, Negrete McLeod, and Price)

December 6, 2010

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An act to amend Section 66903 of, to add Chapter 12.5 (commencing with Section 67050) and Chapter 12.7 (commencing with Section 67070) to Part 40 of Division 5 of Title 3 of, to repeal Sections 66742 and 66743 of, and to repeal Chapter 4.5 (commencing with Section 99180) of Part 65 of Division 14 of Title 3 of, the Education Code, relating to postsecondary education.

### LEGISLATIVE COUNSEL'S DIGEST

AB 2, as amended, Portantino. Postsecondary education: Educational and Economic Goals for California Higher Education.

~~(1) Existing law establishes the California Postsecondary Education Commission (CPEC) as the statewide postsecondary education~~

~~coordinating and planning agency and provides for its functions and responsibilities. Among other things, the CPEC is required to develop criteria for evaluating the effectiveness of all aspects of postsecondary education. The CPEC is requested to convene an intersegmental advisory committee on transfer access and performance. The CPEC is also required to periodically review and make recommendations regarding postsecondary programs for adult and continuing education and report periodically to the Legislature and the Governor regarding the financial conditions of independent institutions, their enrollment and application figures, the number of student spaces available, and the respective cost of utilizing those spaces as compared to providing additional public spaces.~~

~~The bill would delete these specific requirements of the CPEC.~~

~~(2)–~~

~~(1) Existing law establishes the University of California, under the administration of the Regents of the University of California, the California State University, under the administration of the Trustees of the California State University, and the California Community Colleges, under the administration of the Board of Governors of the California Community Colleges, and private, independent institutions of higher education as the 4 segments of postsecondary education in this state.~~

~~Existing law establishes a higher education accountability program under which the University of California, the California State University, and the California Community Colleges are required to prepare a list of reports on a regular basis and submit them to the Legislature and to state agencies. Under the program, the CPEC *California Postsecondary Education Commission (CPEC)* is required to submit annually a higher education report to the Legislature and the Governor that provides information on significant indicators of the performance of public colleges and universities.~~

~~This bill would repeal the existing higher education accountability program and require the state to establish a new accountability framework for achieving prescribed educational and economic goals. The bill would require the Governor to convene a task force by July 1, 2012, to review the framework and recommend a set of overarching goals for the state's higher education institutions, as specified. The bill would require this framework to measure the collective performance of the state's system of higher education in successfully serving students by answering urge the task force to consider issues that include 6 statewide policy questions. The bill would require that the data collected~~

~~in response to these policy questions be reported task force to report to the Legislature and the Governor and made available to the public, as provided. The bill would require the Governor to convene a task force, by January 1, 2012, to review the framework and recommend any necessary modifications on the recommended statewide goals and indicators of progress for higher education, as specified.~~

~~(3)–~~

(2) Existing law requires the 3 public segments of postsecondary education to present annual statistical reports on transfer patterns via the CPEC to the Governor and the Legislature.

This bill would repeal this requirement.

Vote: majority. Appropriation: no. Fiscal committee: yes.

State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 66742 of the Education Code is repealed.

2 SEC. 2. Section 66743 of the Education Code is repealed.

3 ~~SEC. 3. Section 66903 of the Education Code is amended to~~  
4 ~~read:~~

5 ~~66903. The commission has the following functions and~~  
6 ~~responsibilities in its capacity as the statewide postsecondary~~  
7 ~~education planning and coordinating agency and adviser to the~~  
8 ~~Legislature and the Governor:~~

9 ~~(a) It shall require the governing boards of the segments of~~  
10 ~~public postsecondary education to develop and submit to the~~  
11 ~~commission institutional and systemwide long-range plans in a~~  
12 ~~form determined by the commission after consultation with the~~  
13 ~~segments.~~

14 ~~(b) It shall prepare a state plan for postsecondary education that~~  
15 ~~shall integrate the planning efforts of the public segments with~~  
16 ~~other pertinent plans. The commission shall seek to resolve~~  
17 ~~conflicts or inconsistencies among segmental plans in consultation~~  
18 ~~with the segments. If these consultations are unsuccessful, the~~  
19 ~~commission shall report the unresolved issues to the Legislature~~  
20 ~~with recommendations for resolution. In developing the plan, the~~  
21 ~~commission shall consider at least the following factors:~~

22 ~~(1) The need for, and location of, new facilities.~~

23 ~~(2) The range and kinds of programs appropriate to each~~  
24 ~~institution or system.~~

1     ~~(3) The budgetary priorities of the institutions and systems of~~  
2     ~~postsecondary education.~~

3     ~~(4) The impact of various types and levels of student charges~~  
4     ~~on students and on postsecondary education programs and~~  
5     ~~institutions.~~

6     ~~(5) The appropriate levels of state-funded student financial aid.~~

7     ~~(6) The access and admission of students to postsecondary~~  
8     ~~education.~~

9     ~~(7) The educational programs and resources of independent and~~  
10    ~~private postsecondary institutions.~~

11    ~~(8) The provisions of this division differentiating the functions~~  
12    ~~of the public systems of higher education.~~

13    ~~(c) It shall update the plan periodically, as appropriate.~~

14    ~~(d) It shall participate in appropriate stages of the executive and~~  
15    ~~the legislative budget processes as requested by the executive and~~  
16    ~~the legislative branches, and shall advise the executive and the~~  
17    ~~legislative branches as to whether segmental programmatic~~  
18    ~~budgetary requests are compatible with the state plan. It is not~~  
19    ~~intended that the commission hold independent budget hearings.~~

20    ~~(e) It shall advise the Legislature and the Governor regarding~~  
21    ~~the need for, and location of, new institutions and campuses of~~  
22    ~~public higher education.~~

23    ~~(f) It shall review proposals by the public segments for new~~  
24    ~~programs, the priorities that guide them, and the degree of~~  
25    ~~coordination with nearby public, independent, and private~~  
26    ~~postsecondary educational institutions, and shall make~~  
27    ~~recommendations regarding those proposals to the Legislature and~~  
28    ~~the Governor.~~

29    ~~(g) In consultation with the public segments, it shall establish~~  
30    ~~a schedule for segmental review of selected educational programs,~~  
31    ~~evaluate the program approval, review, and disestablishment~~  
32    ~~processes of the segments, and report its findings and~~  
33    ~~recommendations to the Legislature and the Governor.~~

34    ~~(h) It shall serve as a stimulus to the segments and institutions~~  
35    ~~of postsecondary education by projecting and identifying societal~~  
36    ~~and educational needs and encouraging adaptability to change.~~

37    ~~(i) It shall periodically collect or conduct, or both collect and~~  
38    ~~conduct, studies of projected manpower supply and demand, in~~  
39    ~~cooperation with appropriate state agencies, and disseminate the~~  
40    ~~results of those studies to institutions of postsecondary education~~

1 and to the public in order to improve the information base upon  
2 which student choices are made:

3 (j) (1) It shall act as a clearinghouse for postsecondary education  
4 information and as a primary source of information for the  
5 Legislature, the Governor, and other agencies. It shall develop and  
6 maintain a comprehensive database that does all of the following:

7 (A) Ensures comparability of data from diverse sources.

8 (B) Supports longitudinal studies of individual students as they  
9 progress through the state's postsecondary educational institutions;  
10 based upon the commission's existing student database through  
11 the use of a unique student identifier.

12 (C) Is compatible with the California School Information System  
13 and the student information systems developed and maintained by  
14 the public segments of higher education, as appropriate.

15 (D) Provides Internet access to data, as appropriate, to the sectors  
16 of higher education.

17 (E) Provides each of the educational segments access to the data  
18 made available to the commission for the purposes of the database,  
19 in order to support, most efficiently and effectively, statewide,  
20 segmental, and individual campus educational research information  
21 needs.

22 (2) The commission, in implementing paragraph (1), shall  
23 comply with the federal Family Educational Rights and Privacy  
24 Act of 1974 (20 U.S.C. Sec. 1232g) relating to the disclosure of  
25 personally identifiable information concerning students.

26 (3) The commission shall not make available any personally  
27 identifiable information received from a postsecondary educational  
28 institution concerning students for any regulatory purpose unless  
29 the institution has authorized the commission to provide that  
30 information on behalf of the institution.

31 (4) The commission shall provide 30-day notification to the  
32 chairpersons of the appropriate policy and budget committees of  
33 the Legislature, to the Director of Finance, and to the Governor  
34 prior to making any significant changes to the student information  
35 contained in the database.

36 (k) It shall establish criteria for state support of new and existing  
37 programs, in consultation with the public segments, the Department  
38 of Finance, and the Joint Legislative Budget Committee.

1     ~~(l) It shall comply with the appropriate provisions of the federal~~  
2     ~~Education Amendments of 1972 (Public Law 92-318), as specified~~  
3     ~~in Section 67000.~~

4     ~~(m) It shall consider the relationship among academic education~~  
5     ~~and vocational education and job training programs, and shall~~  
6     ~~actively consult with representatives of public and private~~  
7     ~~education.~~

8     ~~(n) It shall review all proposals for changes in eligibility pools~~  
9     ~~for admission to public institutions and segments of postsecondary~~  
10    ~~education and shall make recommendations to the Legislature, the~~  
11    ~~Governor, and institutions of postsecondary education. In carrying~~  
12    ~~out this subdivision, the commission periodically shall conduct a~~  
13    ~~study of the percentages of California public high school graduates~~  
14    ~~estimated to be eligible for admission to the University of~~  
15    ~~California and the California State University. The changes made~~  
16    ~~to this subdivision during the 2001-02 Regular Session of the~~  
17    ~~Legislature shall be implemented only during those fiscal years~~  
18    ~~for which funding is provided for the purposes of those provisions~~  
19    ~~in the annual Budget Act or in another measure.~~

20    ~~(o) Upon request of the Legislature or the Governor, it shall~~  
21    ~~submit to the Legislature and the Governor a report on all matters~~  
22    ~~so requested that are compatible with its role as the statewide~~  
23    ~~postsecondary education planning and coordinating agency. Upon~~  
24    ~~request of individual Members of the Legislature or personnel in~~  
25    ~~the executive branch, the commission shall submit information or~~  
26    ~~a report on any matter to the extent that sufficient resources are~~  
27    ~~available. From time to time, it also may submit to the Legislature~~  
28    ~~and the Governor a report that contains recommendations as to~~  
29    ~~necessary or desirable changes, if any, in the functions, policies,~~  
30    ~~and programs of the several segments of public, independent, and~~  
31    ~~private postsecondary education.~~

32    ~~(p) In consultation with the public segments, it shall consider~~  
33    ~~the development of facilities to be used by more than one segment~~  
34    ~~of public higher education, commonly called "joint-use facilities."~~  
35    ~~It shall recommend to the Legislature criteria and processes for~~  
36    ~~different segments to utilize bond funds for these intersegmental,~~  
37    ~~joint-use facilities.~~

38    ~~(q) It may undertake other functions and responsibilities that~~  
39    ~~are compatible with its role as the statewide postsecondary~~  
40    ~~education planning and coordinating agency.~~

1     ~~SEC. 4.~~

2     *SEC. 3.* Chapter 12.5 (commencing with Section 67050) is  
3 added to Part 40 of Division 5 of Title 3 of the Education Code,  
4 to read:

5  
6           CHAPTER 12.5. EDUCATIONAL AND ECONOMIC GOALS FOR  
7           CALIFORNIA HIGHER EDUCATION  
8

9     67050. The Legislature finds and declares all of the following:

10    (a) Since the enactment of the Master Plan for Higher Education  
11 in 1960, California's system of postsecondary education has  
12 provided access and high-quality educational opportunities that  
13 have fueled California's economic growth.

14    (b) In today's global information economy, California's national  
15 and international success as an educational and economic leader  
16 will require strategic investments and improved management of  
17 state resources.

18    (c) Several factors, including changing demographics, rising  
19 costs, increased competition for scarce state funding, and employer  
20 concerns about graduates' skills, present new challenges to higher  
21 education and state policymakers in effectively meeting the  
22 postsecondary education needs of Californians.

23    ~~(d) Although the public segments of higher education have each~~  
24 ~~developed their own institution-specific accountability efforts,~~  
25 ~~these efforts do not combine to tell us whether the state as a whole~~  
26 ~~is on track to produce enough college educated individuals to meet~~  
27 ~~workforce needs and to effectively compete in the global~~  
28 ~~information economy, nor do they reflect statewide policy goals~~  
29 ~~that cut across all higher education segments.~~

30    ~~(e)~~

31    (d) Without the articulation of a shared common vision and  
32 goals, and in the absence of a statewide focus and context, the state  
33 has limited access to meaningful data and analyses to assess the  
34 state's performance in key areas; in order to make critical fiscal  
35 and policy decisions.

36    ~~(f)~~

37    (e) As public demand to ensure the state is making proper  
38 investments in postsecondary education grows, policy and  
39 educational leaders must collectively hold themselves accountable  
40 for connecting the postsecondary academic and research enterprise

1 to the state's economic and workforce development needs,  
2 increasing its productivity, and expanding postsecondary access  
3 for all citizens and regions of the state to produce the economic  
4 and educational outcomes that best serve the state's interest.

5 *(f) The Public Policy Institute of California projects that, by*  
6 *2025, two of every five jobs, 41 percent, will require a college*  
7 *degree, an increase from less than one-third of all jobs in 2005.*  
8 *Without increased degree production in the state's colleges and*  
9 *universities, the growth of our emerging economy will be hindered*  
10 *by a lack of highly educated workers.*

11 (g) In order to achieve the educational and economic outcomes  
12 necessary to ensure the state's success, it is the intent of the  
13 Legislature that data-driven budget and policy decisions within  
14 higher education be guided by each of the following goals:

15 (1) Increased educational attainment and successful transition  
16 across all education levels. In the best performing state in the nation  
17 in 2008, for every 100 pupils in grade 9, 77 graduate from high  
18 school, 57.5 directly enter college, and 30.2 graduate within 150  
19 percent of the time. However, in California, for every 100 pupils  
20 in grade 9, 67.5 graduate high school, 44.2 directly enter college,  
21 and 19.7 graduate within 150 percent of the time, placing California  
22 26th in the nation. Goal: by 2020, California will have improved  
23 its educational pipeline numbers sufficiently so that it is among  
24 the top 10 states in the nation for the successful movement of  
25 students through this pipeline.

26 (2) Meeting the state's economic development, workforce  
27 development, and civic capacity needs. Current projections by the  
28 National Center for Public Policy and Higher Education indicate  
29 that California residents will have the largest drop in projected per  
30 capita income in the nation over the next two decades. In 2009,  
31 California ranked 12th among states in per capita income. Goal:  
32 by 2020, California will be at the average per capita income of the  
33 top 10 new economy states as determined using the State New  
34 Economy Index developed by the Progressive Policy Institute.

35 (3) Closure of the achievement gap and increased learning at  
36 all levels. In 2008, California ranked 38th among states in  
37 percentage of persons between 18 and 24 years of age, inclusive,  
38 with a high school diploma, 21st in the percentage of persons  
39 between 25 and 64 years of age, inclusive, with an associate degree,  
40 and 16th in the percentage of persons between 25 and 64 years of



1 age, inclusive, with a bachelor's or higher degree. Goal: by 2020,  
2 California will be in the top 10 states nationally for the percentages  
3 of its age groups with degrees and certificates conferred.

4 67051. The State of California shall establish an accountability  
5 framework that provides the basis for a biennial assessment of the  
6 collective contribution of the state's system of postsecondary  
7 education toward meeting the clear and measurable educational  
8 and economic goals established pursuant to Section 67050. The  
9 accountability framework developed to monitor progress toward  
10 these goals shall be guided by all of the following principles:

11 (a) A state-level accountability framework is designed to help  
12 policymakers develop, maintain, and fund a postsecondary  
13 education system that meets the state's goals, recognizes the  
14 differentiated missions of each segment of postsecondary  
15 education, and guides the segments toward maintaining effective  
16 institutions consistent with state goals and institutional missions.

17 (b) Policymakers and governing boards are collectively  
18 accountable for meeting public goals for higher education, in  
19 accordance with all of the following:

20 (1) Monitoring progress toward state goals is largely the  
21 responsibility of state policymakers.

22 (2) Monitoring the performance of individual colleges and  
23 universities is primarily the responsibility of institutional governing  
24 boards.

25 (3) Institutional governing boards have ongoing responsibility  
26 for monitoring the progress toward statewide policy goals of  
27 individual colleges and universities, for meeting segmental and  
28 institutional missions and goals, for ensuring the quality of the  
29 students' education, and for providing information to students and  
30 parents regarding enrollment, retention, and student success.

31 (c) The state-level reporting system shall be designed to contain  
32 only data that helps policymakers to assess progress toward state  
33 goals and to make appropriate policy and funding decisions.  
34 Specific indicators may change as better data are identified for  
35 assessing progress toward state goals.

36 (d) In establishing an accountability framework for higher  
37 education, it is the intent of the Legislature to build upon existing  
38 higher education data, information systems, reports, and processes,  
39 including, but not limited to, the reporting process established in

1 Section 84754.5, and improve upon these efforts to measure  
2 collective progress toward a common vision and goals.

3 (e) Rather than envisioning a particular level of higher education  
4 funding to move toward the statewide educational and economic  
5 policy goals established pursuant to Section 67050, it is the intent  
6 of the Legislature that the framework established pursuant to this  
7 chapter help ensure the effective and efficient use of whatever  
8 funding is provided to higher education.

9 67051.5. (a) *Although the public segments of higher education*  
10 *have each developed their own institution-specific accountability*  
11 *efforts, these efforts do not necessarily combine to reflect statewide*  
12 *policy goals that cut across all higher education segments.*

13 (b) It is the intent of the Legislature that, after sufficient  
14 opportunity for deliberation and analysis, the information gathered  
15 under the framework established pursuant to this chapter be utilized  
16 by the Governor and Legislature to do all of the following through  
17 appropriate actions:

18 (1) Establish clear and measurable goals in various areas,  
19 including, but not limited to, enrollment, completion,  
20 time-to-degree, efficiency in facilities utilization, transfer, and  
21 access.

22 (2) Establish a timeline for phasing in the Legislature's and  
23 Governor's expectations for the achievement of these goals.

24 (3) Develop policy and budget proposals that include appropriate  
25 funding mechanisms, where appropriate, for achieving these goals,  
26 including, but not limited to, incentive funding, differential funding,  
27 or the reallocation of existing resources, or all of these.

28 (b) (1) The Governor shall convene a task force by ~~January~~  
29 ~~July 1, 2012~~, to review the framework established pursuant to this  
30 chapter ~~and to recommend any necessary modifications to the~~  
31 ~~goals and questions contained therein.~~

32 ~~(2) It is the intent of the Legislature that the task force, if created~~  
33 ~~pursuant to paragraph (1), include, but not be limited to, all of the~~  
34 ~~following:~~

35 ~~(A) The Governor or his or her designated representative.~~

36 ~~(B) The chairs and vice chairs of the Senate Education and~~  
37 ~~Assembly Higher Education committees.~~

38 ~~(C) The Superintendent of Public Instruction.~~

39 ~~(D) A representative of the business community to be appointed~~  
40 ~~by the Governor.~~

1 ~~(E) Three representatives of national organizations with~~  
2 ~~expertise in accountability to be appointed by the Governor.~~

3 ~~(F) The Director of the Employment Development Department.~~

4 ~~(e) It is also the intent of the Legislature that an advisory body~~  
5 ~~to the task force be established to provide technical expertise and~~  
6 ~~guidance. It is the intent of the Legislature that the advisory body~~  
7 ~~include, but not be limited to, all of the following:~~

8 ~~(1) A representative of the President of the University of~~  
9 ~~California.~~

10 ~~(2) A representative of the Chancellor of the California State~~  
11 ~~University.~~

12 ~~(3) A representative of the Chancellor of the California~~  
13 ~~Community Colleges.~~

14 ~~(4) A representative of the Legislative Analyst's Office.~~

15 ~~(5) A representative of the Department of Finance.~~

16 ~~(6) Legislative staff from each of the appropriate policy~~  
17 ~~committees appointed by the respective chairs of the Senate~~  
18 ~~Committee on Education and the Assembly Committee on Higher~~  
19 ~~Education.~~

20 ~~(7) A representative of the California Postsecondary Education~~  
21 ~~Commission.~~

22 ~~(8) A representative from the Association of Independent~~  
23 ~~California Colleges and Universities, and to recommend a set of~~  
24 ~~overarching goals for the state's higher education institutions as~~  
25 ~~a whole, including goals for the number of overall college~~  
26 ~~graduates by the year 2025, and to recommend a select number~~  
27 ~~of indicators that measure progress toward the specified goals.~~

28 ~~(2) The task force shall be composed of the following:~~

29 ~~(A) A representative of the President of the University of~~  
30 ~~California.~~

31 ~~(B) A representative of the Chancellor of the California State~~  
32 ~~University.~~

33 ~~(C) A representative of the Chancellor of the California~~  
34 ~~Community Colleges.~~

35 ~~(D) A representative from the Association of Independent~~  
36 ~~California Colleges and Universities.~~

37 ~~(E) A representative of the Superintendent.~~

38 ~~(F) A representative of the Legislative Analyst's Office.~~

39 ~~(G) A representative of the Department of Finance.~~

1 (H) Legislative staff representatives identified by each chair  
2 and vice chair of the Senate Committee on Education and the  
3 Assembly Committee on Higher Education.

4 (3) The Governor may appoint six representatives to the task  
5 force. These appointees shall include, but not be limited to,  
6 representatives of the business community and of national  
7 organizations with expertise in higher education accountability.

8 67052. (a) ~~The state shall utilize the accountability framework~~  
9 ~~established pursuant to this chapter to measure progress toward~~  
10 ~~its articulated educational and economic goals by collecting and~~  
11 ~~reporting information that answers all of the following six statewide~~  
12 ~~policy questions:~~*In developing recommendations for state higher*  
13 *education goals and objectives, the task force is urged to consider*  
14 *issues that may include the following:*

15 (1) Are enough Californians prepared for postsecondary  
16 education?

17 (2) Are enough Californians going to college?

18 (3) Is the state's postsecondary education system affordable to  
19 all Californians?

20 (4) Are enough Californians successfully completing certificates  
21 and degrees?

22 (5) Are college graduates prepared for life and work in  
23 California?

24 (6) Are California's people, communities, and economy  
25 benefiting?

26 ~~(b) The six questions set forth in subdivision (a) shall be~~  
27 ~~answered by collecting a select number of key indicators of~~  
28 ~~progress, not to exceed 30 indicators in total. The Legislature~~  
29 ~~recognizes that the postsecondary education segments may not~~  
30 ~~possess all of the information necessary to answer these questions.~~  
31 ~~To the extent it is impractical to collect comprehensive data, the~~  
32 ~~technical advisory committee established pursuant to subdivision~~  
33 ~~(c) shall recommend alternative sources of information that can~~  
34 ~~help inform these questions utilizing existing data.~~

35 ~~(1) Are enough Californians prepared for postsecondary~~  
36 ~~education? Indicators of progress may include, but not necessarily~~  
37 ~~be limited to, all of the following:~~

38 ~~(A) High school graduates who have completed the "A-G"~~  
39 ~~college preparatory curriculum.~~

1 ~~(B) High school juniors who are proficient in English and~~  
2 ~~mathematics.~~

3 ~~(C) Adults with a high school diploma or the equivalent.~~

4 ~~(D) Adult basic skills proficiency levels.~~

5 ~~(E) The proficiency level of first-time college freshmen in~~  
6 ~~mathematics, English, or both.~~

7 ~~(2) Are enough Californians going to college? Indicators of~~  
8 ~~progress may include, but not necessarily be limited to, all of the~~  
9 ~~following:~~

10 ~~(A) High school graduates enrolling in college anywhere in the~~  
11 ~~United States within one year.~~

12 ~~(B) Adult population enrolled in postsecondary education.~~

13 ~~(C) Proportion of postsecondary enrollment served by segment,~~  
14 ~~including private institutions.~~

15 ~~(D) General Equivalency Diploma (GED) recipients enrolling~~  
16 ~~in postsecondary education.~~

17 ~~(3) Is the state's postsecondary education system affordable to~~  
18 ~~all Californians? Indicators of progress may include, but not~~  
19 ~~necessarily be limited to, all of the following:~~

20 ~~(A) Proportion of income needed to pay for college, by segment,~~  
21 ~~before and after financial aid.~~

22 ~~(B) Family income distribution of enrolled students.~~

23 ~~(C) Student loan burden.~~

24 ~~(4) Do enough Californians successfully complete certificates~~  
25 ~~and degrees? Indicators of progress may include, but not~~  
26 ~~necessarily be limited to, all of the following:~~

27 ~~(A) Certificates and degrees awarded.~~

28 ~~(B) Graduation rates.~~

29 ~~(C) Baccalaureate degree graduation rates for students beginning~~  
30 ~~at a community college with transfer intent.~~

31 ~~(D) Number of units completed prior to earning a degree or~~  
32 ~~certificate or transferring.~~

33 ~~(E) Remedial students successfully earning degrees or~~  
34 ~~certificates.~~

35 ~~(5) Are college graduates prepared for life and work in~~  
36 ~~California? Indicators of progress may include, but not necessarily~~  
37 ~~be limited to, all of the following:~~

38 ~~(A) Performance of college graduates on existing statewide~~  
39 ~~learning assessments.~~

1 ~~(B) Performance of college graduates on licensure and graduate~~  
2 ~~school entrance examinations.~~

3 ~~(C) Student and employer satisfaction with college education.~~

4 ~~(6) Are California's people, communities, and economy~~  
5 ~~benefiting? Indicators of progress may include, but not necessarily~~  
6 ~~be limited to, all of the following:~~

7 ~~(A) Median personal income by educational attainment.~~

8 ~~(B) Increase in total per capita personal income.~~

9 ~~(C) Degrees and certificates awarded in selected high-demand~~  
10 ~~fields.~~

11 ~~(D) Federal research and development funding per capita.~~

12 ~~(E) Educational attainment levels of state population.~~

13 ~~(F) Public participation in community service and civic affairs.~~

14 ~~(e) The segments of higher education in California shall provide~~  
15 ~~the California Postsecondary Education Commission (CPEC), to~~  
16 ~~the extent practical, on or before May 31, 2012, and by May 31~~  
17 ~~of each even-numbered year thereafter, all summary, nonpersonally~~  
18 ~~identifiable data required pursuant to this chapter and shall post~~  
19 ~~that information on an Internet Web site available to the public.~~  
20 ~~To the extent possible, the segments of higher education, with the~~  
21 ~~Chancellor of the California Community Colleges acting on behalf~~  
22 ~~of the community colleges, shall rely upon existing data,~~  
23 ~~information systems, reports, and processes in providing the~~  
24 ~~required data. The commission shall be the central repository for~~  
25 ~~collecting and maintaining all data, and shall make this data~~  
26 ~~available, through an Internet Web site available to the public,~~  
27 ~~pursuant to Section 67053 in the following formats:~~

28 ~~(1) Statewide aggregate data.~~

29 ~~(2) Segmental data, provided by the public and nonprofit~~  
30 ~~independent sectors.~~

31 ~~(3) Regional data, reported for the 14 regions utilized by CPEC~~  
32 ~~for planning and statistical analysis.~~

33 ~~(d) The data to support the indicators of progress shall be~~  
34 ~~collected and made available by race and ethnicity, gender, Cal~~  
35 ~~Grant recipient status, and socioeconomic status, to the extent that~~  
36 ~~these data are available. The data shall also be collected and~~  
37 ~~maintained by each segment longitudinally, where appropriate,~~  
38 ~~and, to the extent possible, be coordinated and aligned with other~~  
39 ~~longitudinal data systems, including, but not limited to, those~~  
40 ~~implemented to comply with the federal No Child Left Behind Act~~

1 of 2001 (20 U.S.C. Sec. 6301 et seq.), to allow for comprehensive  
2 and integrated analysis of data from all educational levels.

3 (e) (1) ~~The Legislative Analyst's Office and the Department~~  
4 ~~of Finance shall jointly convene a Technical Advisory Committee~~  
5 ~~(TAC) to coordinate the technical specifications of the summary~~  
6 ~~aggregate indicator data needed to address the six state policy~~  
7 ~~questions set forth in subdivisions (a) and (b) and the accessibility~~  
8 ~~of indicator data for state purposes. The TAC shall consist of all~~  
9 ~~of the following:~~

10 (A) ~~Four representatives, one from each of the postsecondary~~  
11 ~~education segments, as defined in Section 67054. For the public~~  
12 ~~postsecondary segments, the representative shall be chosen by the~~  
13 ~~system president or chancellor, as appropriate.~~

14 (B) ~~A representative of the California Postsecondary Education~~  
15 ~~Commission.~~

16 (C) ~~At least one member, but no more than three members, with~~  
17 ~~expertise in similar state accountability efforts, and who is not a~~  
18 ~~regular employee of any California postsecondary education~~  
19 ~~segment, chosen by the Legislative Analyst's Office.~~

20 (D) ~~A representative of the Legislative Analyst's Office, who~~  
21 ~~shall serve as the chairperson of the TAC.~~

22 (2) (A) ~~The Legislative Analyst's Office (LAO) may request~~  
23 ~~technical input from a representative from any agency that~~  
24 ~~maintains data that would be helpful in responding to the six state~~  
25 ~~policy questions set forth in this section.~~

26 (B) ~~The LAO, in consultation with the Department of Finance,~~  
27 ~~shall submit a report on the recommended indicator data to be~~  
28 ~~collected and reported for the accountability framework to the~~  
29 ~~appropriate legislative policy committees, the Joint Legislative~~  
30 ~~Budget Committee, and the Governor, on or before January 30,~~  
31 ~~2012. The report shall also include a summary of the discussions~~  
32 ~~of the TAC, including any limitations in data to respond to the~~  
33 ~~suggested indicators described in this section.~~

34 (C) ~~The LAO shall consider any concerns provided in writing~~  
35 ~~by the Joint Legislative Budget Committee, the Governor, or both,~~  
36 ~~within the 30 days following release of the report specified in~~  
37 ~~subparagraph (B). The LAO, in consultation with the Department~~  
38 ~~of Finance, shall revise its report as it deems appropriate to respond~~  
39 ~~to these concerns.~~

~~(D) To the extent that the Governor and the Legislature concur with the recommendations of the LAO, it is the intent of the Legislature that these data and indicators be formally adopted by statute, and may be modified in any year, as part of the annual budget process.~~

*(b) The task force shall submit a report on the recommended statewide goals and indicators of progress for higher education to the Senate Committee on Education, the Assembly Committee on Higher Education, and the Governor on or before August 1, 2012.*

*(c) To the extent the Governor and the Legislature concur with the recommendations of the task force, it is the intent of the Legislature that these goals be formally adopted by statute, and may be modified in any year, as part of the annual budget process.*

*(d) The task force shall consider any concerns provided in writing by the Legislature, the Governor, or both, within 30 days following the release of the report specified in subdivision (b). The task force shall revise its report as it deems appropriate in response to these concerns before the Legislature and the Governor adopt the final report no later than January 1, 2013.*

*(e) (1) The requirement for submitting a report imposed under subdivision (b) is inoperative on August 1, 2016, pursuant to Section 10231.5 of the Government Code.*

*(2) A report to be submitted pursuant to subdivision (b) shall be submitted in compliance with Section 9795 of the Government Code.*

~~67053. (a) (1) Commencing August 1, 2012, and on or before August 1 of each even-numbered year thereafter, the California Postsecondary Education Commission (CPEC) shall submit to the Legislature and the Governor a report of data it has collected under subdivisions (c) and (d) of Section 67052. A copy of the report shall be made available to the Director of Finance and the governing body of each of the segments of postsecondary education. The report shall present statewide data for each of the indicators described in Section 67052, as well as any other indicators requested pursuant to law. The CPEC shall make the data report available on an Internet Web site open to the public.~~

~~(2) A report to be submitted pursuant to paragraph (1) shall be submitted in compliance with Section 9795 of the Government Code.~~



1     ~~(b) Within 120 days of receipt of the report described in~~  
2     ~~subdivision (a), the LAO, in consultation with the postsecondary~~  
3     ~~education segments, shall analyze the data contained in that report~~  
4     ~~and do all of the following:~~

5         ~~(1) Assess the extent to which California has made progress on~~  
6         ~~the six questions in Section 67052.~~

7         ~~(2) Identify significant factors which may explain the level of~~  
8         ~~progress that has been achieved.~~

9         ~~(3) Identify higher education policy and funding issues suggested~~  
10        ~~by the data for the Governor and the Legislature to consider.~~

11       ~~(e) The LAO shall present its analysis at a joint hearing of the~~  
12       ~~appropriate legislative policy committees and appropriate budget~~  
13       ~~subcommittees, to be convened on or before December 30, 2012,~~  
14       ~~and each even-numbered year thereafter.~~

15       ~~(d) It is the intent of the Legislature that the accountability~~  
16       ~~information collected by CPEC shall be made available, with due~~  
17       ~~concern for student privacy, to the Legislature, the Governor, and~~  
18       ~~other researchers.~~

19       ~~(e) The three boards and organization identified in Section 67054~~  
20       ~~may provide biennial reports on their respective postsecondary~~  
21       ~~education segments at the joint hearing held pursuant to subdivision~~  
22       ~~(e). These biennial segment reports are intended to become part~~  
23       ~~of the state accountability record. The reports shall provide a key~~  
24       ~~link between the state postsecondary education accountability~~  
25       ~~reporting structure and segmental accountability efforts. These~~  
26       ~~biennial reports shall include all of the following:~~

27           ~~(1) The segment's main priorities for each of the state's goal~~  
28           ~~areas.~~

29           ~~(2) The major activities underway to address each priority.~~

30           ~~(3) The performance indicators used to track progress toward~~  
31           ~~each goal.~~

32           ~~(4) Major highlights or issues from the data that have state-level~~  
33           ~~significance.~~

34           ~~(5) The segment's institutional goals for student learning~~  
35           ~~outcomes, including core competencies and the capacity to learn;~~  
36           ~~how they assess progress toward these goals; what they are learning~~  
37           ~~from their assessments; and how they are using their assessments~~  
38           ~~to improve learning.~~

39           ~~(6) A summary of any activity undertaken to address all of the~~  
40           ~~following:~~

1     ~~(A) System efforts being undertaken to address instruction in~~  
2     ~~occupational programs of high state need.~~

3     ~~(B) Programs implemented to assist elementary and secondary~~  
4     ~~pupils with academic preparation, and the extent to which these~~  
5     ~~efforts assist elementary and secondary pupils to meet both~~  
6     ~~placement and admission standards of each segment, and programs~~  
7     ~~implemented to provide professional development for new and~~  
8     ~~practicing teachers.~~

9     ~~(C) Remediation efforts and outcomes for students admitted to~~  
10    ~~college who are underprepared for college-level writing and math.~~

11    ~~(D) Expansion of capacity to effectively and efficiently serve~~  
12    ~~students, including, but not necessarily limited to, the collaborative~~  
13    ~~use of facilities across higher education segments, distance~~  
14    ~~learning, operation during evenings, weekends, and summer~~  
15    ~~sessions, including quantifiable measures of increased productivity.~~

16    ~~67054. For the purposes of this chapter, the segments of~~  
17    ~~postsecondary education are defined as the California Community~~  
18    ~~Colleges, the California State University, the University of~~  
19    ~~California, and independent colleges and universities. These~~  
20    ~~segments are represented by the Board of Governors of the~~  
21    ~~California Community Colleges, the Board of Trustees of the~~  
22    ~~California State University, the Board of Regents of the University~~  
23    ~~of California, and the official organization representing the largest~~  
24    ~~number of independent colleges and universities, as defined in~~  
25    ~~subdivision (b) of Section 66010, in the state. For purposes of this~~  
26    ~~chapter, only the Chancellor of the California Community Colleges~~  
27    ~~shall be required to report available information at the community~~  
28    ~~college level.~~

29    ~~SEC. 5. Chapter 12.7 (commencing with Section 67070) is~~  
30    ~~added to Part 40 of Division 5 of Title 3 of the Education Code,~~  
31    ~~to read:~~

32  
33         ~~CHAPTER 12.7. INFORMATION REGARDING ENROLLMENT,~~  
34         ~~RETENTION, AND STUDENT SUCCESS~~  
35

36    ~~67070. (a) In order to provide prospective students and their~~  
37    ~~families access to critical institution-specific information regarding~~  
38    ~~enrollment, retention, and student success, it is the intent of the~~  
39    ~~Legislature that the University of California, the California State~~  
40    ~~University, the Chancellor of the California Community Colleges,~~

1 and the independent colleges and universities in California provide  
2 a highly visible and accessible array of tools designed to assist  
3 with their decisionmaking processes.

4 (b) The tools referred to in subdivision (a) shall seek, as their  
5 primary goal, to provide students and their families with timely  
6 and relevant data and information that may include any of the  
7 following:

8 (1) The number and types of degrees or certificates awarded at  
9 the undergraduate and graduate level, by campus.

10 (2) The average time-to-degree for undergraduates, by campus.

11 (3) The average units-to-degree for undergraduates, by campus.

12 (4) Data related to average student persistence, retention, or  
13 both.

14 (5) The total cost to students of annual enrollment, including  
15 all campus-based and other fees.

16 (e) The data referred to in subdivision (b) shall be collected and  
17 reported by race and ethnicity, gender, Cal Grant recipient status,  
18 and socioeconomic status, to the extent that these data are available,  
19 and shall be made available in a manner that seeks to minimize  
20 direct costs to the institution. It is the intent of the Legislature that  
21 the University of California, the California State University, the  
22 Chancellor of the California Community Colleges, and the  
23 independent colleges and universities utilize existing electronic  
24 and other media resources to disseminate the information delineated  
25 in this section, including systemwide Internet Web sites,  
26 intrasegmental Internet Web sites, or both.

27 67071. (a) To the extent that the University of California, the  
28 California State University, the Chancellor of the California  
29 Community Colleges, and the independent colleges and universities  
30 participate voluntarily in existing informational reporting for  
31 students and parents, those efforts may be deemed to meet the  
32 Legislature's intent, as outlined in Section 67070.

33 (b) For the purposes of this section, information reporting  
34 frameworks may include, but need not be limited to, those  
35 developed by national higher education organizations and federal  
36 data collection entities. However, every attempt shall be made to  
37 ensure that information reporting provides students and families  
38 with information that will improve their understanding and  
39 comparison of postsecondary educational institutions.

1     ~~67072. In implementing this chapter and Chapter 12.5~~  
2     ~~(commencing with Section 67050), state agencies, local educational~~  
3     ~~agencies, and the officers and appointees of those agencies shall~~  
4     ~~consider and comply with state and federal privacy law, and ensure~~  
5     ~~that the highest, appropriate security protections are in place in~~  
6     ~~order to provide the maximum protection of privacy, consistent~~  
7     ~~with the requirements under the United States and California~~  
8     ~~Constitutions and all applicable federal laws, including the Family~~  
9     ~~Educational Rights and Privacy Act of 2001 (20 U.S.C. Sec. 1232g)~~  
10    ~~and its implementing regulations (34 C.F.R. 99).~~

11    ~~SEC. 6.~~

12    ~~SEC. 4.~~ Chapter 4.5 (commencing with Section 99180) of Part  
13    65 of Division 14 of Title 3 of the Education Code is repealed.